Supreme Court, U. S.
FEB 6 1975
MICHAEL

APPENDIX

SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 1974

NO. 74-456

JOHN HILL, ATTORNEY GENERAL OF THE STATE OF TEXAS, MARK WHITE, SECRETARY OF STATE OF THE STATE OF TEXAS, AND CAROL VANCE, DISTRICT ATTORNEY FOR HARRIS COUNTY, TEXAS

Appellants

V.

PRINTING INDUSTRIES OF THE GULF COAST, MARION COLEMAN, GRADY E. FITCH, AND CHARLES DRAKE, INDIVIDUALLY AND ON BEHALF OF ALL PERSONS SIMILARLY SITUATED,

Appellees

On Appeal From The United States District Court For The Southern District of Texas

FILED October 21, 1974

PROBABLE JURISDICTION NOTED DECEMBER 23, 1974

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D O C K E T E N T R I E S

PRINTING INDUSTRIES OF THE
GULF COAST, MARION COLEMAN,
GRADY E. FITCH, AND CHARLES
DRAKE, Individually and on
behalf of all persons simi-
larly situated.

VS. CA 73-H-1261

HON. JOHN HILL, Attorney General
of the State of Texas, and
HON. MARK WHITE, Secretary of
State of the State of Texas
HON. CAROL VANCE, District Atty
for Harris County, Texas (by
amended complaint)

9-11-73	Pltf. FIRST ORIGINAL COMPLAINT SEEKING DECLARATORY JUDGMENT, TEMPORARY RESTRAINING ORDER, PRELIMINARY AND PERMANENT INJUNCTIONS, AND REQUESTING THE CONVENING OF A THREE-JUDGE DISTRICT COURT, filed. SUMMONS withheld.
9-12-73	(JVS) ORDER setting hearing for Temporary Restraining Order on 9-17-73, filed.

9-12-73	(2) Writs to serve issued
9-17-73	Plaintiffs' FIRST AMENDED ORIGINAL COMPLAINT SEEKING Declaratory Judgment, TRO, etc., filed.
9-17-73	Summons issued for Service on additional Deft., District Atty Carol S. Vance.
9-18-73	(JVS) HEARING ON APPLICATION FOR TRO: Testimony of witnesses, argument of counsel. Application for TRO DENIED.
9-18-73	TRIAL BRIEF IN OPPOSITION TO TEMPORARY RESTRAINING ORDER, filed.
9-18-73	MEMORANDUM OF LAW IN SUPPORT OF PLAINTIFFS' APPLICATION FOR TEMPORARY RESTRAINING ORDER, filed.
9-28-73	Return of Summons on Carol S. Vance, served 9/18/73, filed.
10-9-73	Deft., Hill & White's ANSWER, filed.
10-10-73	Return of Writ to Serve on Atty General John Hill, served 9/21/73, filed (w/order setting hearing)
10-10-73	Return of Writ to Serve on Sec. of State, Mark White, served 9/21/73, filed.
12-10-73	(JRB) ORDER, filed, instituting Three-Judge Court consisting of Hon. Thomas G. Gee, Hon. John V. Singleton, Jr. and Hon. Carl Bue. Parties ntfd. jb
12-19-73	(JVS) MINUTE ENTRY, filed. At in-chambers conference held Dec. 18, 1973, Mr. Joe Moss, representing Carol Vance, advised the court that he will determine whether or not he will file a motion to dismiss; and if so, such motion along with a supporting memorandum of authorities will be filed on or before January 10, 1974. The attorneys are ordered to prepare and file stipulation of facts on or before January 14, 1974 and to submit written briefs on or before January 21, 1974. Thereafter the attorneys will be notified as to when a hearing will be set. Parties ntfd. rm.
1-16-74	Common Cause's MOTION FOR LEAVE TO FILE AMICUS CURIAE BRIEF, filed. M/D 1/21/74
1-21-74	Common Cause's MOTION TO COUNSEL UNDER RULE 1 OF LOCAL RULES, filed. M/D 2/4/74 by Clerk
1-21-74	Amicus Common Cause's BRIEF IN SUPPORT OF CONSTITUTIONALITY OF STATUTE, filed.
1-21-74	APPENDIX TO BRIEF OF AMICUS CURIAE COMMON CAUSE, filed.
1-21-74	Sent Judge Gee and Judge Bue copies of the above Brief and Appendix.
1-24-74	BRIEF FOR DEFENDANTS, filed.
1-24-74	Sent Judge Gee and Judge Bue copies of the above Brief for Defendants.
1-30-74	Plaintiffs' BRIEF ON THE MERITS, filed.
1-30-74	Plaintiffs' and Defendants' agreed STIPULATIONS OF FACT, filed.
1-30-74	Plaintiffs' SUPPORT FOR COMMON CAUSE'S MOTION FOR LEAVE TO FILE AMICUS CURIAE BRIEF, filed.
2-5-74	Sent copies of the above to Judge Gee and Judge Bue.

2-13-74 EXHIBIT A TO PLAINTIFF'S BRIEF, filed.

2-13-74 Sent copies of Exhibit "A" to Judge Gee and Judge Bue.

2-14-74 APPLICATION OF AMICUS CURIAE COMMON CAUSE TO PARTICIPATE IN ORAL ARGUMENT, filed.

2-15-74 EXHIBITS TO DEFENDANT'S BRIEF, filed. Sent copies.

2-20-74 (JVS) ORDER, filed. granting representation of counsel on motion for leave to appear in this cause for Amicus Curiae Common Cause, parties ntfd. jab

2-20-74 (JVS) ORDER, Filed granting leave to participate in oral argument of no longer than 15 minutes, or such greater or lesser time as the Court shall direct to Amicus Curiae Common Cause. Parties ntfd. jb

2-20-74 (JVS) (TGG) (COB) HEARING to Determine Constitutionality of State Statute Held. Appearances: Gerald M. Birnberg for pltf.; Penny J. Brown for Defts.; David Crump-Amicus Curiae Common Cuase. Mr. Crump allowed to argue in this case only though not admitted. 9:45 a.m. - 12:05 p.m. Argument of counsel (Case concluded) rlo

2-20-74 Texas Daily Newspaper Association and Texas Press Association's MOTION TO ALLOW FILING AND CONSIDERATION OF THE ACCOMPANYING AMICUS CURIAE BRIEF, filed.

2-26-74 American Civil Liberties Union as Amicus Curiae's BRIEF, filed

3-4-74 (JVS) MINUTE ENTRY, filed, granting motion of Texas Daily Newspaper Association and Texas Press Association to file their Amicus Curiae Brief. Parties ntfd. jab

3-4-74 Texas Daily Newspaper Association and Texas Press Association's AMICUS CURIAE BRIEF, filed.

4-1-74 Amicus Curiae Common Causes's MOTION FOR LEAVE TO FILE REPLY TO OTHER AMICUS BRIEFS RECENTLY FILED, filed.

4-12-74 (JVS) MINUTE ENTRY, filed. Motion of Amicus Curiae Common Cause for leave to file reply to other amicus briefs of the ACLU and Texas Daily Newspaper Association is GRANTED. Parties ntfd.

4-18-74 REPLY OF AMICUS CURIAE COMMON CAUSE TO BRIEF OF TEXAS DAILY NEWSPAPERS ASSOCIATION AND TEXAS PRESS ASSOCIATION, filed.

4-18-74	REPLY OF AMICUS CURIAE COMMON CAUSE TO BRIEF OF AMERICAN CIVIL LIBERTIES UNION, filed.
4-22-74	Pltfs' POST SUBMISSION MEMORANDUM, filed.
6-11-74	Amicus Curiae Common Cause's REPLY TO POST-SUBMISSION MEMORANDUM OF PLAINTIFF PRINTERS, filed.
6-21-74	Pltf. Printers REPLY MEMORANDUM TO AMICUS CURIAE, COMMON CAUSE'S BRIEF, filed.
8-20-74	(JVS)(TGG)(COB) OPINION, filed. Parties ntfd. rm.
8-20-74	(JVS)(TGG)(COG) Order, filed. In accordance with the opinions entered this date the language of Art. 14.10(b) of the Texas Election Code which reads: "Any printed or published political advertising shall also have printed on it the name and address of the printer or publisher and the person paying for the advertising" is declared unconstitutional and the State of Texas is hereby enjoined from the enforcement of same. Parties ntfd. rm.
8-23-74	Deft's Notice of Appeal to U.S. Supreme Court, filed.

8-23-74	Deft's Motion for Stay Pending Appeal, filed.
8-27-74	Pltfs' OPPOSITION TO DEFENDANTS' MOTION FOR STAY PENDING APPEAL, filed.
9-23-74	(JVS) ORDER, filed, denying Motion for Stay Pending Appeal. Parties ntfd. rm.

N O T A T I O N

The following items appear in the appendix to the Jurisdictional Statement at the pages noted and are not reprinted in this appendix:

Opinions of the lower court..... 1

Majority Opinion 1

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